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Paper No. 6

DANIEL REITENBACH
CROMPTON CORPORATION
BENSON ROAD
MIDDLEBURY CT 06749

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In re Application of
Ronald O. Rosenberg et al
Application No. 09/919,994
Filed: August 2, 2001
Attorney Docket No. D-6400 CIP

OFFICE OF PETITIONS

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed July 8, 2002, to revive the above-identified application.

The petition is **GRANTED**.

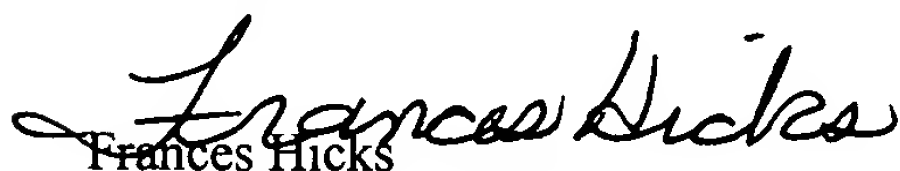
The above-identified application became abandoned for failure to reply in a timely manner to the Notice to File Missing Parts of Application (Notice) mailed August 16, 2001. The Notice set a period for reply of two (2) months from the mail date of the Notice. No timely extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on October 17, 2001.

Pursuant to 37 CFR 1.136, an extension of time must be filed prior to the expiration of the maximum period obtainable for reply to avoid abandonment. Accordingly, since the extension of time submitted with the petition on July 8, 2002 was subsequent to the maximum period obtainable for reply, no extension of time fee is due as a condition for revival. Accordingly, the \$1,440 extension fee assessed to petitioner's deposit account will be credited in due course.

Receipt is acknowledged of the oath/declaration in response to the Notice of August 16, 2001.

Telephone inquiries concerning this decision should be directed to the undersigned at (703) 305-8680.

The application file is being forwarded to the Office of Initial Patent Examination Division for pre-examination processing.



Frances Hicks
Lead Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy